

**Text of Budget Committee Jurisdiction Amendment (SA 4041) to
Intelligence Reform Oversight Bill (S. Res. 445)
October 9, 2004**

SA 4041. Mr. NICKLES (for himself and Mr. CONRAD) submitted an amendment intended to be proposed to amendment SA 4027 submitted by Mr. NICKLES (for himself and Mr. CONRAD) and intended to be proposed to the amendment SA 3981 proposed by Mr. MCCONNELL (for himself, Mr. REID, Mr. FRIST, and Mr. DASCHLE) to the resolution S. Res. 445, to eliminate certain restrictions on service of a Senator on the Senate Select Committee on Intelligence; which was ordered to lie on the table; as follows:

Strike all after the first word, and insert the following:

JURISDICTION OF BUDGET COMMITTEE.--Notwithstanding paragraph (b)(3) of this section, and except as otherwise provided in the Congressional Budget Act of 1974, the Committee on the Budget shall have exclusive jurisdiction over measures affecting the congressional budget process, which are:

- (1) the functions, duties, and powers of the Budget Committee;
- (2) the functions, duties, and powers of the Congressional budget Office;
- (3) the process by which Congress annually establishes the appropriate levels of budget authority, outlays, revenues, deficits or surpluses, and public debt--including subdivisions thereof--and including the establishment of mandatory ceilings on spending and appropriations, a floor on revenues, timetables for congressional action on concurrent resolutions, on the reporting of authorization bills, and on the enactment of appropriation bills, and enforcement mechanisms for budgetary limits and timetables;
- (4) the limiting of backdoor spending devices;
- (5) the timetables for Presidential submission of appropriations and authorization requests;
- (6) the definitions of what constitutes impoundment--such as ``rescissions" and ``deferrals";
- (7) the process and determination by which impoundments must be reported to and considered by Congress;
- (8) the mechanisms to insure Executive compliance with the provisions of the Impoundment Control Act, title X--such as GAO review and lawsuits; and
- (9) the provisions which affect the content or determination of amounts included in our excluded from the congressional budget or the calculation of such amounts, including the definition of terms provided by the Budget Act.

(f) OMB NOMINEES.--the Committee on the Budget and the Governmental Affairs Committee shall have joint jurisdiction over the nominations of persons nominated by the President to fill the positions of Director and Deputy Director for Budget within the Office of Management and Budget, and if one committee votes to order reported such a nomination, the other must report within 30 calendar days session, or be automatically discharged.